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P/1259-765 (DIV)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Date: March 9, 2007

Fernand LABRIE

Confirmation No.: 9673

Serial No.: 10/749,981

Group Art Unit: 1617

Filed: December 30, 2003

Examiner: Jennifer M. Kim

For: MEDICAL USES OF A SELECTIVE ESTROGEN RECEPTOR MODULATOR IN
COMBINATION WITH SEX STEROID PRECURSORS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Submitted herewith is a copy of art together with a form listing the same for the convenience of the Examiner.

I respectfully request that the information submitted be considered and enclose our Check No. 26589 in payment of the required \$180.00 fee.

In U.S. Application Serial No. 09/405,182, ('182 application), the Examiner has made a provisional double patenting rejection over the present application. It is believed likely that the treatment of breast cancer was the most important aspect of the claims underlying the '182 Examiner's decision to make a provisional double patenting rejection in the '182 application. Treatment of breast cancer, following the restriction requirement in the present application, was removed herefrom and placed in a divisional hereof (U.S. Application Serial No. 11/542,788 filed October 3, 2006). Nonetheless, the Examiner is urged to compare the subject matter of the present claims versus those of the '182 application.

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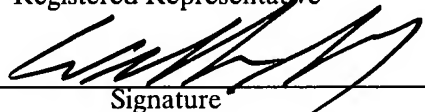
An Information Disclosure Statement was mailed by the applicant herein on January 25, 2007. The above-identified '182 application was identified on page 2 of the accompanying two-page Form PTO-1449.

The Information Disclosure Statement which enclosed the two-page Form PTO-1449 inadvertently stated January 25, 2006 as the mailing date. This should have stated January 25, 2007, which is correctly shown on the top right corner of the same document. Because fees were paid in the prior submission, it is believed that no additional fees are due because of the foregoing error in the Certificate of Mailing. However, the Office is authorized to charge Deposit Account No. 15-0700 for any additional fees that may be owing in view of this error.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents P.O. Box 1450,
Alexandria, VA 22313-1450, on March 9, 2007

William O. Gray, III

Name of applicant, assignee or
Registered Representative

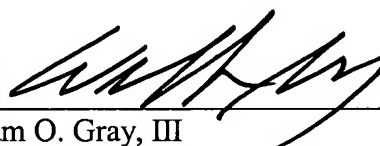


Signature

March 9, 2007

Date of Signature

Respectfully submitted,



William O. Gray, III

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APPLICANT'S ART CITATION (Use several sheets if necessary)		Application 10/749,981		OFGS File No. P/1259-765 (DIV)		
		Applicant Fernand LABRIE				
		Filing Date December 30, 2003		Group Art Unit 1617		
U.S. PATENT DOCUMENTS (not submitted for applications filed after 6/30/03)						
Examiner Initial	Document Number	Date MM-YYYY	Name	Class	Sub- class	Filing Date If Appropriate
	US-					
	US-					
	US-					
	US-					
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FOREIGN PATENT DOCUMENTS						
	Document Number	Date MM-YYYY	Country	Class	Sub- class	Translation Yes No
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
		Office Action dated August 25, 2006 issued in U.S. Patent Application Serial No. 09/405,182 filed September 24, 1999				
Examiner		Date Considered				
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.						